

EXHIBIT 6

State of Washington)
) ss
County of Ferry)

1 I, JEAN BOOHER, County Clerk and Ex-Officio Clerk of
2 the Superior Court of the State of Washington, for Ferry County,
3 holding session at Republic, do hereby certify that the foregoing
4 is a true and correct copy of the original as the same appears on
5 file and of record in my office. IN WITNESS WHEREOF I have
6 hereunto set my hand and affixed the seal of said Court this
7

9th day of July 2012.

JEAN BOOHER

County Clerk, Ferry County, State of Washington

By Chris Bunnake Deputy

FILED CLERKS OFFICE
FERRY COUNTY

JUN 08 2012

1pm
JEAN BOOHER

8 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
9 FOR THE COUNTY OF FERRY

10 JOSEPH A. CONNOR, III,

11 Plaintiff,

12 v.

13 GMAC MORTGAGE, LLC, et. al.

14 Defendants.

Case No. 11-2-00098-6

(PROPOSED) ORDER RE
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT AND MOTION
FOR SANCTIONS

16 On June 8, 2012, defendants' Motion for Summary Judgment regarding plaintiff's
17 Second Claim for Relief and defendants' Motion for Sanctions regarding plaintiff's
18 refusal to voluntarily dismiss his Second Claim for Relief came before the court.
19 Defendants were represented by and appeared through their counsel, William G. Fig.
20 Plaintiff did/did not appear at the hearing. The court, having heard the oral argument of
21 the parties present, being fully advised, and having considered the following pleadings
22 filed by the parties:

- 23 1. Plaintiff's Amended Complaint and exhibits thereto;
- 24 2. Defendants' Motion for Summary Judgment;
- 25 3. The Declaration of William G. Fig filed in support of Defendants' Response
26 to Plaintiff's *Lis Pendens* Motion and the exhibits attached thereto; and

(PROPOSED) ORDER RE DEFENDANTS' MOTIONS
FOR SUMMARY JUDGMENT AND MOTION FOR
SANCTIONS - Page 1

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SUSSMAN SHANK LLP
ATTORNEYS AT LAW
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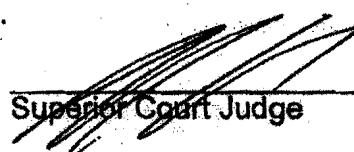
1 4. The Declaration of Roberto Montoya filed in support of Defendants' Motion
2 for Summary Judgment and in support of Defendants' CR 11 Motion for
3 Sanctions and the exhibits attached thereto.

4 hereby **ORDERS, ADJUDGES AND DECREES** as follows:

5 (1) defendants' Motion For Summary Judgment is GRANTED. Plaintiff's Second
6 Claim for Relief is dismissed with prejudice.

7 (2) defendants' Motion for Sanctions against plaintiff under CR 11 is GRANTED.
8 Defendants' counsel advised plaintiff, in writing, both before and after the filing of
9 Defendants' Motion for Summary Judgment, that plaintiff's Second Claim for Relief was
10 improper because it was barred by a previous settlement agreement entered into
11 between plaintiff and defendants. Plaintiff refused defendants' multiple requests to
12 voluntarily dismiss his Second Claim for Relief. The court finds that plaintiff's Second
13 Claim for Relief violated CR 11 because it is clearly barred by the settlement agreement
14 signed by plaintiff and because it is not well grounded in fact, is not warranted by
15 existing law, nor is it based on a good faith argument for the extension, modification, or
16 reversal of existing law or the establishment of new law. Defendants are awarded
17 sanctions against plaintiff in the amount of \$5,000.00 and defendants' reasonable costs
18 incurred in filing their Motion for Summary Judgment and interacting with plaintiff
19 regarding this claim for relief.

20 Dated this 8th day of June, 2012.

21  Superior Court Judge **Allen C. Nielsen**

22 Presented In Open Court By:

23 **SUSSMAN SHANK LLP**

24 By

25 William G. Flig, WSBA 33943

26 billf@sussmanshank.com

Attorneys for Defendants

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FOR SUMMARY JUDGMENT AND MOTION FOR
SANCTIONS - Page 2

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CERTIFICATE OF SERVICE

THE UNDERSIGNED certifies:

1. My name is Karen D. Muir. I am a citizen of Washington County, state of Oregon, over the age of eighteen (18) years and not a party to this action.

2. On June 1, 2012, I caused to be delivered via FIRST CLASS MAIL a copy
(PROPOSED) ORDER RE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT
AND MOTION FOR SANCTIONS to the interested parties of record, addressed as
follows:

Joseph A. Connor III
PO Box 1474
Cobb, CA 95426

I SWEAR UNDER PENALTY OF PERJURY that the foregoing is true and correct
best of my knowledge, information, and belief.

Karen D. Muir, Legal Assistant

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